

ROBBINS GELLER RUDMAN
& DOWD LLP
DARREN J. ROBBINS (168593)
RANDALL J. BARON (150796)
ELLEN GUSIKOFF STEWART (144892)
DAVID T. WISSBROECKER (243867)
EUN JIN LEE (264208)
655 West Broadway, Suite 1900
San Diego, CA 92101
Telephone: 619/231-1058
619/231-7423 (fax)
darrenr@rgrdlaw.com
randyb@rgrdlaw.com
elleng@rgrdlaw.com
dwissbroecker@rgrdlaw.com
elee@rgrdlaw.com

Lead Counsel for Plaintiff

[Additional counsel appear on signature page.]

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

JIM BROWN, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

vs.

BRETT C. BREWER, et al.,

Defendants.

No. 2:06-cv-03731-GHK-SH

CLASS ACTION

NOTICE OF SUBMISSION OF
REVISED PROPOSED ORDERS,
REVISED NOTICE AND REVISED
PROOF OF CLAIM AND RELEASE

DATE: January 12, 2012

TIME: 9:30 a.m.

CTRM: The Honorable George H.
King

1 In advance of the scheduled January 12, 2012 hearing to consider, among other
2 things, a proposed plan of allocation of Settlement proceeds, Plaintiff respectfully
3 submits the following documents for the Court's consideration:

4 (a) Notice of Revised Plan of Allocation and Revised Proof of Claim
5 and Release (without additional objection opportunity);

6 (b) Notice of Revised Plan of Allocation and Revised Proof of Claim
7 and Release (with additional objection opportunity);

8 (c) Revised Proof of Claim and Release;

9 (d) [Proposed] Order Providing for Supplemental Notice (without
10 additional objection deadline);

11 (e) [Proposed] Order Providing for Supplemental Notice (with
12 additional objection deadline); and

13 (f) [Proposed] Judgment and Order of Dismissal with Prejudice, Order
14 Approving Plan of Allocation and Order Awarding Attorneys' Fees and Expenses.

15 The Court's December 19, 2011 Order asked the Parties to be prepared to
16 discuss at the January 12, 2012 hearing whether supplemental notice to the Class of
17 the revised Plan of Allocation was necessary. Paragraph 19 of the Order Preliminarily
18 Approving Settlement, entered by the Court on February 17, 2011, permits the Court
19 to "approve the settlement, with such modifications as may be unanimously agreed to
20 by the Plaintiff, Defendants and News Corp., if appropriate, without further notice to
21 the Class." Moreover, the Notice of Settlement of Class Action ("Notice") expressly
22 informs Class Members that the Court has this authority.¹ Therefore, the Court may
23 approve a revised Plan of Allocation without providing any additional notice thereof

24
25 ¹ "The Court has also reserved the right to modify the Plan of Allocation without
26 further notice to Class Members. All Orders regarding a modification of the Plan of
27 Allocation will be posted on the Claims Administrator's website, www.gilardi.com."
28 Notice at 4.

1 to the Class. Nevertheless, should the Court determine that providing supplemental
2 notice of the revised Plan of Allocation is appropriate, the Parties respectfully submit
3 the foregoing documents which: (i) order the additional notice, including a deadline
4 for submitting Proof of Claim and Release forms; and (ii) provide a proposed form of
5 a supplemental notice and a revised Proof of Claim and Release form.²

6 The Parties also respectfully submit for the Court's consideration a proposed
7 order approving the Settlement, the revised Plan of Allocation, an award of attorneys'
8 fees and expenses to Plaintiff's Counsel, and an award of time and expenses to
9 Plaintiff.

10 The Parties look forward to discussing the outstanding issues with the Court on
11 January 12, 2012.

12 DATED: January 10, 2012

Respectfully submitted,

13 ROBBINS GELLER RUDMAN
14 & DOWD LLP
15 DARREN J. ROBBINS
16 RANDALL J. BARON
ELLEN GUSIKOFF STEWART
DAVID T. WISSBROECKER
EUN JIN LEE

17
18 s/ Ellen Gusikoff Stewart
ELLEN GUSIKOFF STEWART

19 655 West Broadway, Suite 1900
20 San Diego, CA 92101
21 Telephone: 619/231-1058
619/231-7423 (fax)

22 Lead Counsel for Plaintiff
23
24

25 _____
26 ² Gilardi & Co. LLC has informed Plaintiff's Counsel that the cost of this
27 additional notice will be approximately \$25,000, and it will cost an additional
28 approximately \$25,000 to process the new claim forms and reprocess the previously
received claim forms to account for the revised plan.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

LAW OFFICES OF CHRISTY
GOODMAN
CHRISTY W. GOODMAN
3327 Dumas Street
San Diego, CA 92106
Telephone: 619/793-8259
619/758-0635 (fax)

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on January 10, 2012, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on January 10, 2012.

s/ Ellen Gusikoff Stewart

ELLEN GUSIKOFF STEWART

ROBBINS GELLER RUDMAN
& DOWD LLP

655 West Broadway, Suite 1900
San Diego, CA 92101-3301
Telephone: 619/231-1058
619/231-7423 (fax)

E-mail: elleng@rgrdlaw.com

Mailing Information for a Case 2:06-cv-03731-GHK -SH

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Randall J Baron**
randyb@rgrdlaw.com,e_file_sd@rgrdlaw.com
- **Michael A Bowse**
mbowse@bgrfirm.com,khall@bgrfirm.com
- **Rebecca M Couto**
rebeccamcouto@gmail.com
- **Asheley G Dean**
asheley.dean@hoganlovells.com,mae.chester@hoganlovells.com,LA-Docketing@hoganlovells.com,LA-Records@hoganlovells.com
- **Eric M George**
egeorge@bgrfirm.com,cbonilla@bgrfirm.com
- **Christy W Goodman**
c.w.goodman@sbcglobal.net
- **Ellen Anne Gusikoff Stewart**
elleng@rgrdlaw.com,e_file_sd@rgrdlaw.com
- **Bety Javidzad**
bety.javidzad@hoganlovells.com,LA-Docketing@hoganlovells.com
- **Stephen M Knaster**
sknaster@orrick.com
- **James N Kramer**
jkramer@orrick.com,jthompson@orrick.com
- **Amy A Laughlin**
alaughlin@orrick.com
- **Teodora Manolova**
tmanolova@goodwinprocter.com
- **Elizabeth A Moriarty**
elizabeth.moriarty@hoganlovells.com,pdelarosa@hhlaw.com,bea.goncalves@hoganlovells.com,cmelias@hhlaw.com
- **Stephen J Oddo**
soddo@robbinsumeda.com
- **Pamela S Palmer**
pamela.palmer@lw.com
- **Darren J Robbins**
e_file_sd@rgrdlaw.com
- **Julie A Shepard**
jshepard@jenner.com
- **George A Shohet**

georgeshohet@gmail.com

- **Richard Lee Stone**
rstone@jenner.com
- **Michael D Torpey**
mtorpey@orrick.com
- **David T Wissbroecker**
dwissbroecker@rgrdlaw.com,e_file_sd@rgrdlaw.com

Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

Erin Bansal
Orrick Herrington and Sutcliffe
405 Howard Street
San Francisco, CA 94105

Brad Greenspan
264 South La Cienega Suite 1216
Beverly Hills, CA 90211